## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS TYLER DIVISION

ADJUSTACAM LLC

v. NO. 6:10-cv-329-LED

AMAZON.COM, INC.; ET AL. JURY

#### **JOINT SUBMISSION OF P.R. 4-5(D) CHART**

Plaintiff ADJUSTACAM LLC and Defendants, BEST BUY CO., INC., BEST BUY STORES, LP, BESTBUY.COM, LLC, CDW LLC, FRY'S ELECTRONICS, INC., HEWLETT-PACKARD COMPANY, MICRO ELECTRONICS, INC., OFFICE DEPOT, INC., AMAZON.COM, INC., ROSEWILL INC., NEWEGG INC. AND NEWEGG.COM INC., AUDITEK CORPORATION, SYSTEMAX, INC., COMPUSA.COM, INC., NEW COMPUSA CORPORATION, AND TIGERDIRECT, INC., DIGITAL INNOVATIONS, LLC, GEAR HEAD, LLC, WAL-MART STORES, INC. respectfully submit the P.R. 4-5(d) chart filed herewith. A WordPerfect version will be delivered to chambers.

January 31, 2012

Respectfully submitted,

/s/ W. Bryan Farney (by permission JJE)

W. Bryan Farney Lead Attorney

Texas State Bar No. 06826600

Steven R. Daniels

Texas State Bar No. 24025318

Bryan D. Atkinson

Texas State Bar No. 24036157

Jia-Geng Lu

California Bar No. 271589
FARNEY DANIELS, LLP
800 S. Austin Ave., Suite 200
Georgetown, Texas 78626
Telephone: (512) 582-2828
Facsimile: (512) 582-2829
bfarney@farneydaniels.com
sdaniels@farneydaniels.com
batkinson@farneydaniels.com
jlu@farneydaniels.com

/s/ John J. Edmonds

John J. Edmonds – LEAD COUNSEL

Texas Bar No. 789758 Andrew P. Tower Texas Bar No. 786291 Michael J. Collins Texas Bar No. 4614510

COLLINS, EDMONDS & POGORZELSKI,

**PLLC** 

1616 S. Voss Road, Suite 125

Houston, Texas 77057 Telephone: (281) 501-3425 Facsimile: (832) 415-2535 jedmonds@cepiplaw.com atower@cepiplaw.com mcollins@cepiplaw.com

Andrew W. Spangler Texas Bar No. 24041960 ATTORNEYS FOR DEFENDANTS BEST BUY CO., INC., BEST BUY STORES, LP BESTBUY.COM, LLC, CDW LLC FRY'S ELECTRONICS. INC. HEWLETT-PACKARD COMPANY MICRO ELECTRONICS, INC OFFICE DEPOT, INC.

#### /s/ Eric H. Findlay (by permission JJE)

Eric H. Findlay

State Bar No. 00789886

**Brian Craft** 

State Bar No. 04972020 Findlay Craft, LLP 6760 Old Jacksonville Hwy

Suite 101 Tyler, TX 75703 (903) 534-1100 (903) 534-1137 FAX efindlay@findlaycraft.com bcraft@findlaycraft.com

James E. Geringer (pro hac vice) james.geringer@klarquist.com Salumeh R. Loesch salumeh.loesch@klarquist.com KLARQUIST SPARKMAN, LLP 121 S.W. Salmon Street, Suite 1600 Portland, Oregon 97204 Telephone: (503) 595-5300

Facsimile: (503) 595-5301 ATTORNEYS FOR DEFENDANT AMAZON.COM, INC.

#### /s/ Trey Yarbrough (by permission JJE)

Trey Yarbrough State Bar No. 22133500 Debby E. Gunter State Bar No. 24012752 Yarbrough Wilcox, PLLC 100 E. Ferguson St., Ste. 1015 Tyler, Texas 75702 (903) 595-3111 Telephone (903) 595-0191 Facsimile E-mail: trey@yw-lawfirm.com debby@yw-lawfirm.com

Of Counsel:

John N. Zarian

Christopher J. Cuneo (admitted pro hac vice)

Spangler Law P.C. 208 N. Green Street, Suite 300 Longview, Texas 75601 (903) 753-9300 (903) 553-0403 (fax) spangler@spanglerlawpc.com

#### ATTORNEYS FOR PLAINTIFF ADJUSTACAM LLC

### /s/ David W. Denenberg (by permission JJE)

David W. Denenberg (pro hac vice) Davidorr Malito & Hutcher LLP 200 Garden City Plaza Garden City, New York 1 1530 (516) 247-4440 (Telephone) (516) 248-6422 (Facsimile) dwd@dmlegal.com

ATTORNEYS FOR DEFENDANTS SYSTEMAX, INC., COMPUSA.COM, INC., NEW COMPUSA CORPORATION, AND TIGERDIRECT, INC.

#### /s/ Gary Y. Leung (by permission JJE)

Gary Y. Leung gleung@mcguirewoods.com MCGUIREWOODS LLP 77 W. Wacker Dr. Ste. 4100 Chicago, IL 60601-1818 312.849.8100 312.849.3690 (fax)

### ATTORNEYS FOR DEFENDANT DIGITAL INNOVATIONS, LLC

### /s/ Herbert J. Hammond (by permission JJE)

Herbert J. Hammond Attorney-In-Charge State Bar No. 08858500 Vishal Patel

State Bar No. 24065885 THOMPSON &

One Arts Plaza 1722 Routh St., Suite 1500 Dallas, Texas 75201 (214) 969-1700

(214) 969-1751 (Fax) Patricia L. Davidson

MIRICK, O'CONNELL, DEMALLIE &

LOUGEE, LLP

KNIGHT LLP

Dana M. Herberholz
Parsons Behle & Latimer
960 Broadway, Suite 250
Boise, Idaho 83706
(208) 562-4900 Telephone
(208) 562-4901 Facsimile
JZarian@parsonsbehle.com
ccuneo@parsonsbehle.com
dherberholz@parsonsbehle.com
ATTORNEYS FOR DEFENDANT
ROSEWILL INC.

#### /s/ Trey Yarbrough (by permission JJE)

Trey Yarbrough
State Bar No. 22133500
Debby E. Gunter
State Bar No. 24012752
Yarbrough Wilcox, PLLC
100 E. Ferguson St., Ste. 1015
Tyler, Texas 75702
(903) 595-3111 Telephone
(903) 595-0191 Facsimile
E-mail: trey@yw-lawfirm.com
debby@yw-lawfirm.com

#### Of Counsel:

John N. Zarian

Christopher J. Cuneo (admitted pro hac vice)

Christopher J. Cuneo (admitted p Dana M. Herberholz Parsons Behle & Latimer 960 Broadway, Suite 250 Boise, Idaho 83706 (208) 562-4900 Telephone (208) 562-4901 Facsimile JZarian@parsonsbehle.com ccuneo@parsonsbehle.com dherberholz@parsonsbehle.com

ATTORNEYS FOR DEFENDANTS NEWEGG INC. AND NEWEGG.COM INC.

100 Front Street Worcester, Massachusetts 01608-1477 (508) 860-1540 (508) 983-6240 (Fax)

# ATTORNEYS FOR DEFENDANT GEAR HEAD, LLC

#### /s/ Victor de Gyarfas (by permission JJE)

Victor de Gyarfas Texas Bar No. 24071250 e-mail: vdegyarfas@foley.com FOLEY & LARDNER LLP 555 South Flower Street, Suite 3500 Los Angeles, CA 90071-2411 213.972.4500 213.486.0065

# ATTORNEYS FOR DEFENDANT WAL-MART STORES, INC.

#### /s/ Jen-Feng Lee (by permission JJE)

Jen-Feng Lee (pro hac vice) LT Pacific Law Group LLP 17800 Castleton Street, Suite 383 City of Industry, CA 91748 Tel: (626) 810-7200

Fax: (626) 810-7200

Email: jflee@ltpacificlaw.com

# ATTORNEYS FOR DEFENDANT AUDITEK CORPORATION

## **CERTIFICATE OF SERVICE**

I hereby certify that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3).

February 2, 2012	/s/ John J. Edmonds
	John J. Edmonds